

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

HERTZ EQUIPMENT RENTAL
CORPORATION,

Plaintiff,

vs.

RAMON USEDA, FRED KICENSKI, and
DOES 1 through 20,

Defendants.

Case No. CV-3:10-4953 WHA

**STIPULATION OF DISMISSAL WITH
PREJUDICE OF ALL CLAIMS AGAINST
DEFENDANT RAMON USEDA;
~~PROPOSED~~ ORDER**

[F.R.C.P. 41(a)(1)]

Complaint Filed: November 2, 2010
Trial Date: None set

1 IT IS HEREBY STIPULATED by and between Plaintiff HERTZ EQUIPMENT RENTAL
2 CORPORATION ("HERC"), by and through its counsel of record herein, and Defendant RAMON
3 USEDADA ("USEDADA") that all claims in the above-captioned action against USEDADA, and that the entire
4 action, shall be and hereby are dismissed with prejudice, with each party to bear its own costs and
5 attorneys' fees.

6 HERC AND USEDADA FURTHER STIPULATE that, under the Stipulated Permanent
7 Injunction as to Defendant Ramon Useda, and Order thereon, entered by the Court on January //,
8 2011, the Court shall retain jurisdiction over the enforcement of the terms of the Settlement
9 Agreement between HERC and USEDADA for a period of three years.

10 **THE CLERK SHALL CLOSE THE FILE.**

11 DATED: January 12, 2011

NIXON PEABODY LLP

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13 By: /s/ Charles M. Dyke
14 Charles M. Dyke
15 Attorney for Plaintiff
HERTZ EQUIPMENT RENTAL
CORPORATION

16 DATED: January 7, 2011

17
18 /s/ Ramon Useda
19 Ramon Useda

20 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

21
22 Dated: January 13, 2011.

23 William H. Alsup
24 Hon. William H. Alsup
25 United States District Judge
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